There are a number of interesting pieces of HIPAA information included.   Of special interest may be:

1) Security Rule and TCS Changes expected Dec. 27 (or is it??)

2) New CalOHI Policy Memos

As always: Please be sure to note that in some cases the information presented may be the opinion of the original author. We need to be sure to view it in the context of our own organizations and environment. You may need additional information, support, legal opinions and/or decision documentation when interpreting the rules.

My thanks to all the folks who have shared information for this e-news.

Have a safe and Happy Holidays!!!

Ken

(916-654-2466 if needed)

Several items that may be of interest:
  HIPAA Security Rule Delayed (Again)
  HIPAA security rule on schedule - ATTACHMENT
  CalOHI Policy Memorandums 2002-14 & 15
  [hipaalive] TCS: Public Review Period, 269 COB
  [hipaa_gives] ... Sample Policies/Procedures
  [hipaalive] TCS-COB Transactions
  [hipaa_gives] job descriptions for privacy officer
  [hipaa_gives] Sample Privacy/Security policies and procedures
  Update to HIPAA Privacy Guide Series - Attachment
  NY Times, HIPAA article....interesting! - ATTACHMENT
  [hipaanotes] "Creative HIPAA Education Strategies" Audio Conf
  WEDI SNIP Audiocast - Beyond HIPAA 101 - below & attached

************ HIPAA Security Rule Delayed (Again) ************
From: Andrea Danes [mailto:AID9G80@MAIL.IDPA.STATE.IL.US]
Sent: Wednesday, December 11, 2002 8:48 AM
To: NAMEDIWORK-L@LIST.NIH.GOV
Subject: Fwd: Security Rule Delayed

Dear NMEH Members:
The following was posted to one of the WEDI SNIP ListServs moments ago. I
will keep you up to date if/when additional information becomes available.
Thanks for your continued participation in NMEH!

FORWARDED MESSAGE
"We have been advised that the Security Final Rule will not be published on
December 27 as previously indicated. Apparently, HHS officials wish to have
further review of certain aspects of the rule---no revised publication date
has been provided. We will keep you advised of any further updates."
Andrea S. Danes
HIPAA Coordinator
Dept of Public Aid, State of Illinois
Andrea_Danes@mail.idpa.state.il.us
(217)524-7362

*********** CalOHI Policy Memorandums 2002-14 & 15 ************
>>> "Hart, Therese (OHI)" THart@ohi.ca.gov> 12/06/02 10:37AM >>
.... find CalOHI's Policy Memorandum # 2002-14 which informs
departments with continuing HIPAA funding and those departments with new
HIPAA funding of changes to the mandated quarterly fiscal reporting
process. These documents will also be available on the CalOHI website at
www.ohi.ca.gov.

>>> "Hart, Therese (OHI)" THart@ohi.ca.gov> 12/09/02 07:37AM >>
.... find Policy Memorandum 2002-15, HIPAA Privacy Business Associate
Templates. The memorandum provides several generic tools developed by the
HIPAA Privacy Workgroup that you may find useful in modifying your contracts
with Business Associates. Also find Exhibit 1, HIPAA Privacy Business
Associate Tool Overview which provides guidelines on the use of the tools
and templates. The remaining Exhibits will be posed on the CalOHI website
for your convenience.

The Policy is available on CalOHI's website: www.ohi.ca.gov

Therese Hart, Chief
Policy Management Branch
California Office of HIPAA Implementation (CalOHI)
thart@OHI.ca.gov
(916) 654-2660

********* [hipaalive] TCS: Public Review Period, 269 COB ************
** HIPAAlive! From Phoenix Health Systems/HIPAAdvisory.com **

Following is a message from one of X12N's Healthcare Insurance work
groups announcing a public comment period for a new Implementation
Guide. This is not presently a HIPAA Implementation Guide, but the
functions specified by this Guide are related to communicating health
care information.

Participation in the announced review is open to all who may be interested. Instructions on how to participate are included in the message below. Please participate if you are able.

Dave Feinberg
Co-Chair, HIPAA Implementation Work Group
  Insurance Subcommittee (X12N)
  Accredited Standards Committee X12
Voting Member, HL7 and X12
Rensis Corporation [A Consulting Company]
206-617-1717
DAFeinberg@computer.org

----- Original Message -----
Announcing a Public Review Period for the 269 Health Care Coordination of Benefits Request and Response Implementation Guide (004050X168)

The ASCX12N Health Care Coordination of Benefits Request and Response Implementation Guide (004050X168) is now available for industry review. This guide was developed by X12N/TG2/WG3, which is the Health Care task group, Claim Payment Work Group of the Insurance Subcommittee of X12. X12 is an Accredited Standards Committee (ASC) under ANSI (American National Standards Institute).

The purpose of this implementation guide is to:
*   Request Verification of a Primary Payer Payment by a
    Secondary Payer
*   Provide positive or negative verification of a Primary
    Payer Payment to a Secondary Payer

This guide is based on version 004050 of the ASC X12 family of standards.

The public review period will commence at 6:00 P.M. EST on December 6, 2002 and will close at 6:00 P.M. EST on January 5, 2003.

The authors will review and discuss any and all comments following the public review period. Official work group responses will be sent to the individual commenter who submitted the comment and will be posted to the on-line conference. All work group responses will be posted at least 15 days prior to the corresponding Informational Forum. This is the only public review period. For a complete understanding of changes being made to the guide, reviewers should monitor the on-line conference during the public review period and review all author responses prior to the Informational Forum.

Watch for the announcement of the corresponding Informational Forum. The Information Forum is the final opportunity to comment on modifications based on the public review period comments.

The draft implementation guide is available for download at:
http://www.wpc-edi.com/healthcare.asp

Comments on the draft Implementation Guide can be submitted via the
on-line conference:
http://www.wpc-edi.com/conferences/healthcare.html

The draft implementation guide is also available via the on-line
conferences.

******** [hipaa_gives] ... Sample Policies/Procedures ***********
Oregon DHS just put its Privacy policies and procedures on line today:
http://www.hr.state.or.us/hipaa/

Thao La
Assistant D.A. -- Civil Div.
411 Elm St., Suite 500
Dallas, TX 75202

*********** [hipaalive] TCS-COB Transactions **************
** HIPAAlive! From Phoenix Health Systems/HIPAAdvisory.com **

After I posted my original question regarding the 837 COB transaction I
located the following in the FAQ's under the HHS TCS website. Anyone care
to comment about any possible changes that may have been made since 11/0

As a health plan we currently only conduct coordination of benefits (COB)
with Medicare. Does the transaction and code set regulation require health
plans to conduct COB with all health plans and health care providers even
though they may not currently conduct COB with those entities?
11/2/2001:
No. It is the health plan's decision as to whether they coordinate benefits
electronically with another health plan or a health care provider. If a
health plan decides to coordinate benefits electronically with another
health plan or a health care provider, they must use the standard
transaction for COB.

****** [hipaa_gives] RE: job descriptions for privacy officer ********
http://www.ahima.org/infocenter/models/PrivacyOfficer2001.htm
This sample seems to be referenced in several HIPAA related sites.
<<<< <<<< <<<< <<<< <<<< <<<< <<<< <<<< <<<< <<<<
This is currently rolled into another position as well.

Privacy Officer/Client Information Officer Responsibilities

The role of the privacy officer is to:
1.   Provide guidance and assists in the identification, implementation, and maintenance

of information privacy policies and procedures in coordination with the administration (Commonwealth and Department), the Privacy Governance Structure, and the Office of General Counsel.

2. Serve in a leadership role for the Privacy Governance Structure activities.

3. Perform initial and periodic information privacy risk assessments and conducts related ongoing compliance monitoring activities in coordination with the Department's other compliance and operational assessment functions.

4. Work with individual offices/bureaus to ensure that the Department has and maintains appropriate privacy consent and authorization forms, information notices and materials reflecting current policies and procedures.

5. Oversee delivery of initial privacy training to all Department employees.

6. Oversee delivery of initial guidance to contractors, business associates, and other appropriate third parties.

7. Participate in the development of all trading partner, chain of trust, and business associate agreements, to ensure all privacy concerns, requirements, and responsibilities are addressed.

8. Work with Office of Information System Staff (OIS) to establish a mechanism to track disclosures of protected health information.

9. Work cooperatively with individual offices/bureaus to oversee client rights to inspect, amend, and restrict access to protected health information, when appropriate.

10. Establish and administer a process for receiving, documenting, tracking, investigating, and taking action, when appropriate, on all complaints concerning the Department's privacy policies and procedures in coordination with other similar functions and, when necessary, the Office of General Counsel.

11. Ensure compliance with privacy practices and consistent application of sanctions for failure to comply with privacy policies for all individuals in the Department's workforce in cooperation with Human Resources, the security officer, and the Office of General Counsel, if appropriate.

12. Initiate, facilitate and promote activities to foster information privacy awareness within the Department and with trading partners and business associates.

13. Serves as a liaison to trading partners and business associates.

14. Review all system-related information security plans throughout the organization's network to ensure alignment between security and privacy practices, and acts as a liaison to OIS.

15. Work with all Department personnel involved with any aspect of release of protected health information, to ensure full coordination and cooperation under the Department's policies and procedures.

16. Monitor changes in applicable federal and state privacy laws and advancement in information privacy technologies to ensure Department compliance.

17. Cooperates with the Office for Civil Rights, and Department auditors in any appropriate compliance review or investigation.

**** [hipaa_gives] Sample Privacy/Security policies and procedures ******
http://www.mh.state.oh.us/hipaa/policies/hipaa.manual.pdf

Check out the above Ohio web site...it has complete Privacy and under development listed for the security policies (I think these will come out when the final rule does)

Carol Burton
Administrator, Program Management
Office of Management Services
14 Harrington Road - Barry Hall
Cranston, RI 02920

** [hipaanotes] "Creative HIPAA Education Strategies" Audio Conference ***
From Phoenix Health Systems, Healthcare IT Consulting & Outsourcing
HIPAA Knowledge...HIPAA Solutions
===

LAST CHANCE to sign up for...

* Creative HIPAA Education Strategies:
  Training Approaches that Work *

Audio Conference from Phoenix Health Systems
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* THIS WEDNESDAY, DEC. 18 (2 - 3 PM EST) -- Find out how to give your staff the
education HIPAA requires with examples of various training models for addressing
HIPAA education, including case studies in provider settings. Topics will include:

* Understanding current trends in HIPAA training activities
* Designing the Project Plan for HIPAA Training
* Case Study A: Traditional Classroom Training for HIPAA
  in the Community Hospital
* Case Study B: Train-the-Trainer Approach for HIPAA Education
* Case Study C: Meeting the HIPAA training challenge with
  Distance Learning
* Comparison of training models: The Good, the Bad and the Ugly
* The Blended Solution for HIPAA training

All those charged with the task of providing HIPAA educational programs to the
organization will benefit from attending this audio conference.

For more information or to sign up today, go to our HIPAAstore:
http://www.hipaadvisory.com/ezcart/

***************** WEDI SNIP Audiocast - Beyond HIPAA 101 **********
WEDI SNIP is proud to announce their new Audiocast,
BEYOND HIPAA 101: HIPAA WORKFORCE TRAINING STRATEGIES

Join us from 2:00 ET - 3:30 ET on January 21, for an informative panel discussion on
HIPAA workforce training strategies.

Hear how a small provider, health system and health plan are training their workforce on
HIPAA policies and procedures.

What will you learn from this audio cast?

· You will learn about the critical components to a successful training plan
· You will gain insight into the issues and challenges of small providers, hospitals, academic medical centers and health plans
· You will learn how to overcome training challenges with real-world implementation strategies

This program will address HIPAA workforce training strategies for Covered Entities - ranging from the small physician practice to large health plans. Hear from a dynamic panel of knowledgeable speakers who are directly involved in developing and implementing HIPAA training strategies for their workforce. You will learn how they identified who to appropriately train, the content covered, as well as the media employed and response received to date. In addition, you will hear first-hand how these organizations are addressing the various challenges inherent in balancing the need to provide greater access to health information, while promoting stronger privacy and security controls. This is a not-miss session as you prepare to train your workforce on HIPAA privacy and security policies and procedures. If you were unable to attend this popular breakout session at the WEDI SNIP November HIPAA Implementation Summit (titled *Beyond HIPAA 101: Real-World Training Strategies for HIPAA Privacy and Security*), this is your chance to benefit from the wealth of information shared by our knowledgeable faculty.

Faculty: Mariann Yeager, Emerson Strategic Group (Moderator)
      Joan Boyle, The Trizetto Group
              Marcia Gonzales, Indiana University School of Medicine
              Lisa Cox, Clarian Health
      Wilma Kidd, Trigon

To register for this event, fax back the completed registration form (attached) to 703-391-2759, Attn: Kristin Becker, Director of SNIP. The cost is $125 for WEDI Members, and $150 for Non Members. CD Archives of the event will also be available. More information can be found on the attached registration form.